

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
(Alexandria Division)**

ERIK B. CHERDAK

Plaintiff,

v.

RACK ROOM SHOES, INC.

Defendant.

Case No. 1:11-cv-00169 (LO/JFA)

DEFENDANT RACK ROOM'S NOTICE OF HEARING

WILL THE CLERK OF THE COURT kindly take notice that Defendant Rack Room Shoes, Inc. ("Rack Room") shall present its Motion for Summary Judgment of Non-Infringement and Invalidity before this Honorable Court on **Friday, October 28, 2011** at 10:00 a.m., or as soon thereafter as counsel may be heard.

Date: October 7, 2011

Respectfully submitted,

By: /s/ Lisa Bass

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ATTORNEY FOR DEFENDANT RACK
ROOM SHOES, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 7th day of October, 2011, the above and foregoing was electronically filed with the Clerk of the Court using the CM/ECF system, which sent automatic notification of such filing to the following:

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ERIK B. CHERDAK

By: /s/ Lisa Bass
Lisa Bass